



# Department of Justice

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## **PRESS RELEASE**

UNITED STATES ATTORNEY RICHARD S. HARTUNIAN announced that NOE ELISEO BARRIENTOS-HERNANDEZ, also known as Jose Carlos Ortiz, age 38, of Auburn, New York, was sentenced today to imprisonment for a term of “time served” (62 days), followed by 2 years of supervised release, by Senior United States District Court Judge Lawrence E. Kahn, in Albany, New York, for false personation during an immigration inspection. Judge Kahn then remanded BARRIENTOS-HERNANDEZ to the custody of the Department of Homeland Security for removal proceedings. Today’s sentencing followed BARRIENTOS-HERNANDEZ's September 2, 2010 guilty plea.

BARRIENTOS-HERNANDEZ, a citizen of Guatemala, was encountered by a United States Border Patrol Agent at a checkpoint on Interstate 87 near North Hudson, New York on July 31, 2010. In response to questions about his identity and citizenship, BARRIENTOS-HERNANDEZ gave a false name and falsely stated that he was born in Puerto Rico. In support of his assertions BARRIENTOS-HERNANDEZ presented a New York State DMV issued identification card and a United States Social security card in the false name. Further investigation revealed BARRIENTOS-HERNANDEZ’s true identity and citizenship.

This matter was investigated by the United States Border Patrol, Champlain, New York.

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